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30 JAN 2007

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WASHINGTON, DC 20005

In re Application of PUHAKKA et al
U.S. Application No.: 10/532,118
PCT Application No.: PCT/GB03/04577
Int. Filing Date: 23 October 2003
Priority Date Claimed: 23 October 2002
Attorney Docket No.: 12763/48501
For: FORMATION OF CONTACTS ON
SEMICONDUCTOR SUBSTRATES

DECISION

This is in response to applicant's "Second Renewed Petition to Accept Declaration Under CFR 1.47(a) and Response to Notice to File Missing Parts" filed 15 November 2006.

BACKGROUND

On 23 October 2003, applicant filed international application PCT/GB03/04577, which claimed priority of an earlier United Kingdom application filed 23 October 2002. A copy of the international application was communicated to the USPTO from the International Bureau on 06 May 2004. The thirty-month period for paying the basic national fee in the United States expired on 23 April 2005.

On 21 April 2005, applicant filed national stage papers in the United States Designated/Elected Office (DO/EO/US). The submission was accompanied by, *inter alia*, the basic national fee required by 35 U.S.C. 371(c)(1).

On 06 September 2005, the DO/EO/US mailed a Notification of Missing Requirements Under 35 U.S.C. 371 (Form PCT/DO/EO/905), which indicated that an oath or declaration in compliance with 37 CFR 1.497 must be filed.

On 05 April 2006, applicant filed a petition under 37 CFR 1.47(a).

On 19 May 2006, this Office mailed a decision dismissing the 05 April 2006 petition.

On 23 June 2006, applicant filed a renewed petition under 37 CFR 1.47(a).

On 14 July 2006, this Office mailed a decision dismissing the 23 June 2006 renewed petition.

On 15 November 2006, applicant filed the present second renewed petition under 37 CFR 1.47(a).

DISCUSSION

A petition under 37 CFR 1.47(a) must be accompanied by: (1) an oath or declaration by each applicant on his or her own behalf and on behalf of the nonsigning joint inventors, (2) factual proof that the missing joint inventors refuse to join in the application or cannot be reached after diligent effort, (3) the fee set forth in §1.17(i), and (4) the last known addresses of the nonsigning joint inventors.

Petitioner has previously satisfied items (2), (3), and (4) above.

With regard to item (1) above, the declaration filed with the renewed petition is in compliance with 37 CFR 1.497.

CONCLUSION

For the reasons above, the petition under 37 CFR 1.47(a) is GRANTED.

The application has an International Filing Date under 35 U.S.C. 363 of 23 October 2003, and a date under 35 U.S.C. 371(c)(1), (c)(2), and (c)(4) of 15 November 2006.

As set forth in 37 CFR 1.47(a), a notice of the filing of this application will be forwarded to the nonsigning inventor at the last known address of record and will be published in the *Official Gazette*.

This application is being forwarded to the United States Designated/Elected Office (DO/EO/US) for further processing in accordance with this decision.

Bryan Lin

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Dear Iain Benson:

You are named as a joint inventor in the above-captioned United States national stage application, filed under the provisions of 37 CFR 1.47(a) and 35 U.S.C. 116. Should a patent be granted, you will be designated as an inventor.

As a named inventor, you are entitled to inspect any paper in the file wrapper of the application, order copies of all or any part thereof (at a prepaid cost set forth in 37 CFR 1.19) or to make your position of record in the application. Alternatively, you may arrange to do any of the preceding through a registered patent agent or attorney presenting written authorization from you. If you choose to join in the application, counsel of record (see below) would presumably assist you. Joining in the application would entail the filing of an appropriate oath or declaration by you pursuant to 37 CFR 1.63.

Bryan Lin

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